

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Alexandria Division

----- x  
TIARRA FAIN, :  
Plaintiff, :  
vs. : CASE NO. 3:12-CV-293  
RAPPAHANNOCK REGIONAL JAIL, :  
et al., :  
Defendants. :

----- x

Deposition of TIARRA LASHAE FAYE LYNN FAIN  
Stafford, Virginia  
Friday, February 15, 2013  
10:10 a.m.

Job No.: 32551

Pages: 1 - 149

Reported by: Sarah M. Bickel, RPR

DEPOSITION OF TIARRA LASHAE FAYE LYNN FAIN  
CONDUCTED ON FRIDAY, FEBRUARY 15, 2013

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1 Deposition of TIARRA LASHAE FAYE LYNN FAIN,  
2 held at the offices of:

3  
4 RAPPAHANNOCK REGIONAL JAIL  
5 1745 Jefferson Davis Highway  
6 Stafford, Virginia 22554  
7 (540) 288-5245  
8  
9  
10  
11  
12  
13  
14

15 Pursuant to agreement, before Sarah M.  
16 Bickel, Registered Professional Reporter and Notary  
17 Public in and for the Commonwealth of Virginia.  
18  
19  
20  
21  
22

DEPOSITION OF TIARRA LASHAE FAYE LYNN FAIN  
CONDUCTED ON FRIDAY, FEBRUARY 15, 2013

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A P P E A R A N C E S

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EXHIBIT 2

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EXHIBIT 2

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1 P R O C E E D I N G S

2 TIARRA LASHAE FAYE LYNN FAIN

3 having been first duly sworn, testified as follows:

4 EXAMINATION BY COUNSEL FOR THE DEFENDANTS

5 BY MR. FRANCUZENKO:

6 Q Good morning, Ms. Fain. Can you please  
7 state your full name.

8 A Tiarra Lashae Faye Lynn Fain.

9 Q And can you spell that for the court  
10 reporter, the entire name?

11 A Tiarra, T-I-A-R-R-A; Lashae, L-A-S-H-A-E;  
12 Faye, F-A-Y-E; Lynn, L-Y-N-N; Fain, F-A-I-N.

13 Q And is that your maiden name, or is that a  
14 married name?

15 A Maiden name.

16 Q Have you been known by any other names?

17 A No.

18 Q And have you ever been married?

19 A No.

20 Q Where do you currently reside in?

21 A 1210 Ellis Avenue, Fredericksburg,  
22 Virginia 22401.

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1 Q Where were you employed?

2 A At Friday's. I'm a chef.

3 Q Which Friday's?

4 A Central Park, Fredericksburg.

5 Q And how long have you been employed there?

6 A Three weeks.

7 Q You say you're a chef?

8 A Yes.

9 Q Did you get any special training for that?

10 A When I was in prison.

11 Q You mean you got training to cook and  
12 things of that nature while you were in prison?

13 A Yes. I was a cook for the institution,  
14 and I got my license in food safety.

15 Q While you were in prison?

16 A Yes.

17 Q Was that here or at Fluvanna or somewhere  
18 else?

19 A That was at Central Virginia Correctional  
20 Unit 13.

21 Q And where's that located?

22 A Pocahontas, Virginia -- Chesterfield, I'm

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1       sorry.

2                   Q   Before working for Friday's, where did you  
3       work?

4                   A   I worked at Mary Washington Healthcare.

5                   Q   Doing what?

6                   A   I was a -- my title was customer service  
7       representative, but I was basically a switchboard  
8       operator.

9                   Q   How long were you there?

10                  A   A little over a month.

11                  Q   Did you go straight from Mary Washington  
12       to Friday's?

13                  A   No. I went from Mary Washington to  
14       unemployed to Friday's.

15                  Q   How long were you unemployed between Mary  
16       Washington and Friday's?

17                  A   From November to about three weeks ago.

18                  Q   Did you work before the Mary Washington  
19       job?

20                  A   Since I've been home?

21                  Q   Yes.

22                  A   I worked for Maids in Motion when I

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1 first -- from May to, I'll say, June.

2 Q May or June of 2012?

3 A Yes.

4 Q When did you get out of prison?

5 A April 30th, 2012.

6 Q And how long were you in prison for?

7 A From February 25th to May -- to

8 April 30th, 26 months.

9 Q So when did you go in?

10 A February 25th, 2010.

11 Q And then you got out April 2012?

12 A Yes.

13 Q How old were you when you went into

14 prison?

15 A I think I was 21.

16 Q Was that your first time being

17 incarcerated?

18 A No. It was my first time in prison.

19 Q Prior to February 2010, how many times had

20 you been incarcerated?

21 A Twice.

22 Q Tell me about both times.



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1 Q Stone was there during the delivery?

2 A Yes.

3 Q And what was her response?

4 A She kept saying that she was going to take  
5 them off before I started pushing.

6 Q Did she?

7 A No.

8 Q Did a nurse ever ask her to take them off?

9 A Not during labor.

10 Q Did anybody ask Stone to take those  
11 restraints off during labor?

12 A Other than when I first got there,  
13 Dr. Chichi asked her, no. It was a little bit of a  
14 panic, especially from the middle to the end of the  
15 delivery -- the labor and delivery because the cord  
16 was choking the baby. So every time I would have a  
17 contraction, the room would like freeze and then  
18 everybody would stop and stare at the monitor. The  
19 officer was like -- not the officer, but the doctor  
20 was kind of more concerned about the baby, paying  
21 attention to down there.

22 Q Were there any complications with the

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1 Q To your knowledge, did the restraints have  
2 any impact on the doctor's ability to deliver your  
3 baby?

4 A I would have no idea, but fortunately, no.

5 Q The restraints didn't obstruct the doctor,  
6 as far as you know, in any way from being able to  
7 deliver a healthy baby boy?

8 A No. Had she had to do the C-section, that  
9 would be another story.

10 Q No C-section was necessary, though,  
11 correct?

12 A No. I opted to have the epidural cut off.

13 Q Have you ever been told by anybody since  
14 the actual delivery that the restraints somehow had  
15 an impact on your delivery?

16 A Had an impact?

17 Q Yes.

18 A I hadn't spoke -- no. I went to prison  
19 after I had my baby.

20 Q So the next time that you were  
21 unrestrained, it's your testimony, was when you went  
22 to the bathroom after the delivery?

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1 Q And then you were taken by wheelchair,  
2 correct?

3 A Yes.

4 Q Where were you taken to? Was there a bed  
5 in there for you, or how does that work?

6 A Yes. It was just like a single bedroom,  
7 TV, couch.

8 Q So it was just like your average hospital  
9 room?

10 A Yes.

11 Q Was it a double-occupancy room, or were  
12 you in there by yourself?

13 A By myself.

14 Q Was the baby already in there when you got  
15 there?

16 A No. They had taken him to the nursery and  
17 got him cleaned and did his -- put him in the  
18 incubator and did whatever they had to do to him, and  
19 then they brought him to me a little while later when  
20 I was settled.

21 Q And when you say "settled," up in the  
22 bed --

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1 clinic.

2 Q Did you use any kind of mental health  
3 resources while you were here at Rappahannock?

4 A I'm speaking to -- yes, I did, but I don't  
5 remember -- I know I wrote request forms -- I wrote a  
6 few request forms to speak to somebody, but it was  
7 shortly before I was transferred that somebody  
8 responded to it. I don't remember her name, though.

9 Q What was the nature of your request form?

10 A I was just upset, and I was having really  
11 bad nightmares or even -- not even being asleep and  
12 just seeing it.

13 Q What were you upset about?

14 A Like I -- I kept having dreams of like  
15 when I was having my baby, somebody -- like when they  
16 took him out, they took him and bashed him into the  
17 wall (indicating).

18 Q Was that the same dream you had over and  
19 over again?

20 A Had when?

21 Q Was that the same dream you had over and  
22 over again?

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1 A Over and over.

2 Q Who was doing the bashing?

3 A I don't know. I never saw a face, but  
4 they always had on like a guard uniform, but I never  
5 saw their face. There was never any particular  
6 individual.

7 Q So was it a Rappahannock Regional Jail  
8 guard uniform or just a uniform in general?

9 A It was that blue correctional officer  
10 uniform. At that time, I had only -- the only  
11 correctional officer uniform I had ever seen was  
12 Rappahannock.

13 Q And it wasn't a specific officer that --

14 A No.

15 Q Any other dreams?

16 A Not that I recall.

17 Q When did you start having those dreams or  
18 visions -- you said sometimes it was just --

19 A Sometimes I could just be sitting there  
20 during the daytime, and I would go off.

21 Q Is it fair to say if you were awake, it  
22 was more of a vision you were having as opposed to if

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1 signed it under oath?

2 A Yes. My Social Security number is wrong.

3 Q It is?

4 A Yes.

5 Q What is the correct number?

6 A Instead of 22, it's 92.

7 Q Let's look at page 2, if we could.

8 A Okay.

9 Q I want to direct your attention to  
10 Interrogatory Number 3, response to A. First line  
11 there says, After I was transferred to Fluvanna, I  
12 had regular visits with on-staff psychologists.

13 Do you see that?

14 A Yes.

15 Q And when you say "regular visits," you  
16 testified earlier that you had about three; is that  
17 right?

18 A Yes.

19 Q Did you have any follow-up care at Central  
20 Virginia?

21 A No. Had I continued dealing with mental  
22 health, I wouldn't have been able to get transferred